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IN THE SENATE OF THE UNITED STATES.

FEBRUARY 7, 1871.

Read twice and referred to the Committee on Public Lands.

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AN ACT

Relating to the entry of public lands in the Territories of the United States.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That every bona fide settler in either of the Territories of the  
4       United States shall have the right of pre-emption to one hun-  
5       dred and sixty acres of non-mineral land in said Territory,  
6       and that the fact of such settler having heretofore had the  
7       benefit of the pre-emption act of September four, eighteen  
8       hundred and forty-one, on lands outside the limits of said  
9       Territory, shall interpose no bar to his or her obtaining the  
10      benefits of this act.

1       SEC. 2. *And be it further enacted,* That each home-  
2       stead and pre-emption claimant in said Territory shall, upon  
3       presentation at the proper district land office of satisfactory  
4       proof that there is not, and was not, at the time of entry,  
5       any valuable timber upon the tract located by such claimant,  
6       shall have the right to enter not exceeding forty acres of

7 vacant non-mineral land, over which the Government surveys  
8 have been extended, and not more than twenty-five miles  
9 distant from the tract located by such homestead or pre-emp-  
10 tion claimant: *Provided*, That none but bona fide settlers, and  
11 actually resident upon their respective tracts, shall have the  
12 right to make such entries of timber land; and that such  
13 entries shall be made subject to such needful rules and regu-  
14 lations as may be prescribed by the Secretary of the Interior,  
15 and the Commissioner of the General Land Office for the  
16 proper enforcement of this act: *And provided further*, That  
17 said forty acres of timber land shall be included in and form  
18 a part of said pre-emption of one hundred and sixty acres.

Passed the House of Representatives February 4, 1871.

Attest:

EDWARD McPHERSON, *Clerk*.